

THE BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES
September 8, 2003

A regular meeting of the Board of Examiners of Psychology was held at the Division of Occupations, 911 Leawood Drive, Frankfort, KY, on September 8., 2003.

MEMBERS PRESENT

Tracy Dwight Eells, Ph.D., Chair
Courtney N. Spear, M.A., Vice Chair
S. Abby Shapiro, Ph.D.
Andrew B. Jones, Jr., Ph.D.
Lea Jean Perritt, Ph.D.
Henry S. Davis, Ph.D.
Ruth Bauman
Diane Sobel, Ph.D.

OCCUPATIONS & PROFESSIONS STAFF

Wendy Satterly, Board Administrator
Nancy L. Black, Executive Director

OTHERS PRESENT

Mark Brengelman, Office of the Attorney General
Jane F. Brake, Ph.D.
Patricia G. McGinty, Ph.D.
Nancy Gordon Moore, Ph.D., KPA Liaison

MEMBERS ABSENT

Richard Applegate, M.A.

CALL TO ORDER

Tracy Dwight Eells, Ph.D., Chair called the meeting to order at 10:10 a.m.

OATH OF OFFICE

Nancy L. Black, Executive Director administered the Oath of Office to the two newly-appointed members of the Board, Andrew B. Jones, Jr., Ph.D., and S. Abby Shapiro, Ph.D.

PRESENTATION

Dr. Eells presented a plaque on behalf of the Board to each of the outgoing Board members, Jane F. Brake, Ph.D., and Patricia G. McGinty, Ph.D. Dr. Eells thanked them both for their outstanding service and dedication to the Board over their eight years each as members.

MINUTES

The minutes of the August 4, 2003, meeting, were called to the attention of the members. A motion was made by Dr. Davis to approve the minutes, as amended. Motion, seconded by Dr. Shapiro, carried.

FINANCIAL STATEMENT

The Board reviewed the financial statement indicating a balance of \$93,254.45 as of August 31, 2003. A motion was made by Dr. Davis to accept the financial statement. Motion, seconded by Ms. Spear, carried.

COMPLAINTS

Case 03-01 - The Board reviewed a proposed Settlement Agreement in this matter. A motion was made by Dr. Shapiro to approve the Settlement Agreement, as presented. Motion, seconded by Dr. Sobel, carried. Drs. Eells and Davis, recused from voting on the motion.

Case 03-07 - The Board reviewed the revised Cease and Desist Affidavit. A motion was made by Dr. Sobel to accept the Cease and Desist Affidavit, as revised. Motion, seconded by Dr. Perritt, carried.

Case 03-12 - The Board reviewed an initiating complaint against a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Sobel to open an investigation in this matter. Motion, seconded by Dr. Jones, carried. Drs. Eells and Davis recused from

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voting on the motion.

Case 03-13 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Ms. Spear to dismiss the complaint for lack of evidence to support a violation of the law and regulations with a letter outlining the Board's concerns in this matter. Motion, seconded by Dr. Perritt, carried. Drs. Eells and Davis recused from voting on the motion.

Case 03-21 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Sobel to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. Shapiro, carried. Drs. Eells and Davis recused from voting on the motion.

Case 03-21-01 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Sobel to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. Shapiro, carried. Drs. Eells and Davis recused from voting on the motion.

Case 03-22 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Sobel to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. Shapiro, carried. Drs. Eells, Davis, and Ms. Spear recused from voting on the motion.

Case 03-22-01 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Shapiro to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. Sobel, carried. Drs. Eells and Davis recused from voting on the motion.

Correspondence was reviewed and noted from Rodney Young, Psy.D., regarding his supervision as required by the Settlement Agreement entered into with the Board. Dr. Jones was appointed as the Board Liaison in this matter, replacing Dr. McGinty.

COMMITTEE REPORTS

Dr. Eells provided the Board with a revised list of Committee assignments.

CONTINUING EDUCATION COMMITTEE

Dr Davis presented for the Board's review a request for approval of a continuing education program from Carmen Frederick-Stoller as qualifying for the requirement in the Settlement Agreement entered into with the Board. A motion was made by Ms. Spear to deny the program as fulfilling the requirement of the Settlement Agreement. Motion, seconded by Dr. Shapiro carried. Dr. Jones recused from voting on the motion. Correspondence was to be prepared for the Board restating the appropriate course to be taken.

EXAMINATION COMMITTEE

The next oral examinations are scheduled for Friday, December 12, 2003. Dr. McGinty and Ms. Spear will lead an oral examiners training on October 22, 2003, from 1:00 p.m. to 4:00 p.m. in conjunction with the Kentucky Psychological Association. The Board requested that staff mail notices to psychologists whom the Board had invited to attend the training.

SUPERVISION COMMITTEE

No Report

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CREDENTIALS REVIEW COMMITTEE

Ms. Spear informed the Board that she was in the process of reviewing and revising the recommendation forms required for application for license as a psychologist/psychological associate. She stated that she will present a draft of these forms for review at the Board meeting to be held on October 23, 2003.

DISCIPLINED PSYCHOLOGISTS REPORT

No Report

EXPIRED LICENSURE/CERTIFICATE REPORT

The Board reviewed a list of licensed psychologists/certified psychologists whose license/certificates had expired and had not been renewed within the ninety (90) day grace period. A motion was made by Ms. Spear to send a "certified letter" to each individual notifying them that their license/certificate was being cancelled and that in order to be reinstated they would need to submit the appropriate renewal fee plus a penalty fee of \$100. Motion, seconded by Dr. Davis, carried.

OLD BUSINESS

Dr. Perritt gave a report on the task force on supervision courses. She is currently working on the curriculum for the three courses to be offered.

The Board reviewed and noted correspondence prepared by Dr. Eells on behalf of the Board to all directors of psychology graduate training programs in Kentucky.

Correspondence was reviewed from Susan Leavenworth, J.D., Ph.D., Legal Advisor with the Kentucky Psychological Association that sent to the Attorney General's Office regarding individuals advertising themselves as "Life Coaches". Mr. Brengelman informed the Board that this matter will probably be forwarded by the Attorney General's office to the Licensed Professional Counselors Board for action.

Correspondence was reviewed and noted from Nancy Black, Executive Director to Gordon Duke, Secretary of the Finance and Administration Cabinet requesting approval to seek a personal services contract for an investigator. Ms. Black informed the Board that the request had been approved by Secretary Duke and the Board could begin the process for hiring an additional investigator.

NEW BUSINESS

Courtney informed the Board that she had begun gathering items for the upcoming newsletter and that a draft would be available for review at the October 23, 2003, Board meeting.

Dr. Eells asked that Ms. Spear serve on a Board web page revision task force.

The Board reviewed and noted the Executive Order appointing S. Abby Shapiro, Ph.D. and Andrew B. Jones, Jr., Ph.D. to the Board.

Correspondence was reviewed and noted from the Kentucky Psychological Association (KPA) announcing the appointment of Nancy Gordon Moore, Ph.D. as KPA Liaison to the Board.

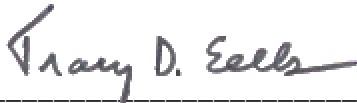
Email was reviewed from Gary Cusick, Ph.D. regarding administration of psychological tests by a non-credentialed individual. Dr. Eells agreed to draft a response for the Board in this matter.

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A motion was made by Ms. Bauman to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. Motion, seconded by Dr. Shapiro, carried.

The next scheduled Board meeting is to be held on Thursday, October 23, 2003 at 9:00 a.m. at the KPA Convention, Seelbach Hotel, Louisville, Kentucky.

The meeting adjourned at 12:40 p.m.



Approved